



Upper Uwchlan Township
Board of Supervisors
Regular Meeting
April 19, 2010

Approved

In Attendance:

Board of Supervisors

Guy A. Donatelli, Chairperson
Catherine A. Tomlinson, Vice-Chairperson
(via Teleconference beginning at 7:40)
Kevin C. Kerr, Member

Township Administration

Cary Vargo, Township Manager
John DeMarco, Chief of Police
Karen Wertz, Treasurer
Cheryl Neri, Assistant Treasurer
Al Gaspari, Codes Administrator
Mike Heckman, Public Works Director
Mike Taggart., Gilmore & Associates
Chris Williams, P.E., McMahon Associates

Mr. Donatelli called the meeting to order at 7: 00 p.m., led the salute to the flag and offered a moment of silence.

Approval of Minutes

Kevin Kerr moved, seconded by Guy Donatelli, to approve as presented the minutes of the March 15, 2010 Board of Supervisors' meeting. The Motion carried with two ayes.

Approval of Payments

Mr. Kerr moved, seconded by Mr. Donatelli to pay all vendors as listed April 18 - 24, 2010. The Motion carried with two ayes.

Treasurer's Report

Karen Wertz reported that the Finance Department has been focused on the 2009 audits for both the Township and the Municipal Authority accounts. The audit fees, which were budgeted at \$7,800, will now be approximately \$13,000. Kevin Kerr noted that this is the first time that the audits have ever been completed this early in the year. The 2009 Pension reporting (Act 205 reports) have been submitted. Finance has prepared the first draft of the 5 year financial plan, including statements, cash flow reports and estimated \$3M of capital purchases, which will be financed. The 2010 borrowing is expected to be \$3M for 1) purchase of a Public Works facility; 2) lighting for Fellowship Fields; 3) new solid waste and recycling wheeled carts.

Mr. Donatelli moved, seconded by Mr. Kerr, to accept the Treasurer's Report. The Motion carried with two ayes.

Supervisors Report

Mr. Donatelli announced the following: an Executive Session was held on March 30, 2010 regarding real estate for a Public Works Depot and personnel issues.

Mr. Donatelli read the following Emergency Services reports for March: Ludwig's Corner Fire Company - 3 fire calls, 1 QRS call; Lionville Fire Company - 8 fire calls; East Brandywine Fire Company - 0 calls; Glenmoore Fire Company - 2 fire calls; Uwchlan Ambulance - 16 calls.

Mr. Donatelli read the following calendar: April 27, 2010 Supervisors' Workshop, if needed, May 11, 2010 4:00 p.m. Supervisors' workshop will be held; May 17, 2010 Supervisors' Meeting; May 19 (Wednesday) Leaf/Yard Waste Collection; May 31, 2010 - Office Closed -- Memorial Day.

Township Engineer's Report

Mike Taggart reported receipt of a preliminary land development plan for Brandywine Springs Farm (Shea Property, 8 lots) located on Park Road and a land development plan for Jonathan Thir (8,500 SF office/retail building) located on Park Road at Ticonderoga Boulevard. The Thir plans will be presented to the Village Concept Committee.

Building/Codes Department Report

Al Gaspari reported the Department issued 30 building permits in March, with fees totaling \$3,604.00. We had 26 donors for the Red Cross Blood Drive which was deemed successful.

Police Chief's Report

The Chief reported there were 810 incidents and 16 criminal arrests in March. Chief also advises the public to make sure to lock your garages and cars to prevent theft.

Public Works Department

Mike Heckman reported that the Department's activities during March included repairing a significant number of potholes due to the harsh winter conditions, working on salt removal, trimming limbs, and mower repairs and preparation for upcoming mowing season. We have two full-time grass cutters working for the next 6 months assisting the Public Works Department.

Bids were awarded for the following:

On April 15, 2010, bids were opened for the 2010 Milling and Overlay Contract. The low bidder was S. A. Macanga Inc. @ \$3.03/sq.yd for milling and \$64.05/ton in place for the asphalt overlay. It was recommended that S. A. Macanga Inc. should be awarded the 2010 Roadway Milling and Overlay Contract. Guy Donatelli moved, seconded by Kevin Kerr, to award the Milling/Overlay Contract to S. A. Macanga Inc. The Motion carried with two ayes.

On April 15, 2010, bids were opened for the 2010 Furnishing of Road Materials contracts for bituminous concrete and coarse aggregate. Three suppliers submitted bid for the Bituminous Concrete materials. The low bidder was Glasgow Inc. It was recommended that Glasgow Inc. should be awarded the contract for furnishing the bituminous concrete materials, with a bid amount, at plant, of \$18,175.00. Guy Donatelli moved to do so, seconded by Kevin Kerr. The Motion carried with two ayes.

There were four bidders for Coarse Aggregate and Glasgow Inc. was the low bidder at \$7,952.50 after fuel and employee time is factored in. It was also recommended that the Coarse Aggregate be awarded to Glasgow. Guy Donatelli moved to do so, seconded by Kevin Kerr and the Motion carried with two ayes.

2010 Pavement Marking Contract - It was decided to table the decision so that the Board will have time to more thoroughly review the bids received for the Pavement Markings. Guy Donatelli moved to table the decision, seconded by Kevin Kerr and the Motion carried with two ayes.

Land Development

Preliminary Plan Approval was requested for the Brandywine Spring Farm (Shea Tract) Land Development Plan. The plan has been updated to include all of the required waivers and the only outstanding items are whether to include a sidewalk. (They are willing to include the sidewalk but the Planning Commission has not yet made a decision if they want it). The other outstanding item that the Planning Commission will need to review and discuss is the availability of public water. The current Plan is for on-site wells. It is anticipated to be an additional \$140,000 for public water service. Guy Donatelli moved, seconded by Kevin Kerr, to grant Preliminary Plan Approval with

the aforementioned items being researched and discussed with the Planning Commission. The Motion carried with two ayes.

QBD Ventures has requested a Temporary Pump & Haul Permit for their project on Byers Road. ARRO has reviewed the Agreement and recommends approval. There will be a \$25,000 (or whatever seems reasonable to our solicitor) bond/security deposit prior to issuance of the Permit. Guy Donatelli moved, seconded by Kevin Kerr, to approve the Temporary Pump & Haul Agreement once the Security Bond has been received. The Motion carried with two ayes.

ADMINISTRATION (NOTE: Cathy Tomlinson joined via telephone at 7:40 p.m.)

Mr. Donatelli summarized Ordinance # 2010-04 which amends the Subdivision/Land Development and Zoning ordinances related to driveways, subdivision plans and street grading and alignment standards -- "Sight Distance and Road Design Ordinance". Guy Donatelli moved, seconded by Kevin Kerr, to adopt Ordinance #2010-04. The Motion carried with two ayes.

Mr. Donatelli summarized a resolution for Municipal Adoption of the Chester County Multi-Jurisdictional Hazard Mitigation Plan, which is a County-wide Plan to address potential natural disasters. Mr. Donatelli thanked Jamie Goncharoff for his help with planning and implementation of the Plan. Guy Donatelli moved, seconded by Kevin Kerr, to adopt Resolution #04-19-10-09. The Motion carried unanimously.

Guy Donatelli moved, seconded by Kevin Kerr, to adopt Resolution #04-19-10-08, a Code of Ethics for all Board members, employees and Boards / Commissions volunteers. The Motion carried unanimously.

The Board was requested to approve Czop/Spector for the Project Management/Inspection Services Company for the Park Road Pedestrian Bridge Project. Cary Vargo stated that the recommendation was based on previous administration skills, qualifications and their ability to work with PennDot. All paperwork for this project will be handled by the Contractor, not by Upper Uwchlan personnel. The company has one man assigned to completely oversee this project. Guy Donatelli moved, seconded by Kevin Kerr to approve Czop/Spector as the bridge construction inspection contractor for the Park Road Bridge. The Motion carried unanimously.

The Board was requested to award the Fellowship Fields Lighting project to the lowest responsible bidder -- I & Y Contractors -- in the amount of \$408,000, approve the storage building for Fellowship Fields which is to be constructed by Township personnel in the amount of \$40,000, and to grant waivers for two SALDO requirements as follows: Section 162-58C(4)(c)- requires lighting fixtures to be mounted to a 20' maximum height. 25' feet is being proposed to reduce the number of lights, and Section 162-58G(1)(a)- no recreation lighting fixture shall be mounted within 500 feet of any residence. The closest residence is approximately 387 feet.

Guy Donatelli moved, seconded by Mr. Kerr, to award the Fellowship Fields Lighting contract to I & Y Contractors in the amount of \$408,000; approve the storage building construction by Township personnel in the amount of \$40,000; and to grant waivers from the maximum lighting fixture height and the lighting fixture setback requirements. The Motion carried unanimously.

Solid Waste / Recycling Collection Contract 2010-2013: A request has been made to award the Solid Waste Contract to J.P. Mascaro for Solid Waste once per week (currently 2), recycling once per week, plus 12 Leaf/Yard Waste Pick Up & Township-provided Toters (wheeled carts). The approval of this option requires the purchase of toters in the amount of \$277,836, which will be financed by the Township.

Lengthy discussion followed: Jim Clark from A.J. Blosenski noted that for very little savings, the Township is losing it's twice per week service even though it wasn't the lowest bid item. He stated

that his firm has been providing excellent service with very few phone calls to the Township. Additionally, he stated that when the Township did the proposals in 2009 his firm was the lowest bid by thousands of dollars and that process put his company at a disadvantage because everyone then had access to those numbers. Finally, he has requested that the Township re-bid the solid waste contract. Al DeGennaro, attorney for J.P. Mascaro, stated that the bid should stand on its own and that the entire contract should be awarded to 1 bidder. Resident Jamie Goncharoff formally requested that the Township re-bid because this contract is a long term contract and any additional savings would benefit the Township over the next 3 years. Resident Dave Calvaresi didn't think we should re-bid the contracts because all vendors should have put their best numbers forward on the first bid. Sam Augustine, of J.P. Mascaro stated that they carefully designed the bids plus evaluated other surrounding Townships prior to submitting their bids.

Mr. Donatelli noted that after speaking to many residents, the largest concern is the size of the trash cans and where the residents are going to store them since they may not easily fit into people's garages or be difficult for some people to handle. Each resident will receive 2 trash cans which are 96 gallons each. (The carts were brought out onto the floor so everyone could see.)

Guy Donatelli moved to award "Option 2" of the Solid Waste contract – once per week collection of solid waste, once per week collection of recycling, 12 leaf/yard waste collections per year. Cathy Tomlinson and Kevin Kerr both opposed the Motion. The Motion did not carry.

Kevin Kerr moved to re-bid the contract, seconded by Cathy Tomlinson. Guy Donatelli opposed the Motion. The Motion carried with two ayes.

Al DeGennaro, attorney for J.P. Mascaro stated that J.P. Mascaro will not be placing a bid for the solid waste contract and thanked the Township for their time.

Open Session

No comments were offered.

Adjournment

There being no further business to be brought before the Board, Guy Donatelli moved, seconded by Kevin Kerr to adjourn at 9:25 p.m. So moved.

Respectfully submitted,

Karen Wertz, Township Treasurer